DOCKET NO.: USYS-0065 (TN208) PATENT

Application No.: 09/636,656 Office Action Dated: 9/30/2004

REMARKS

Status of the Claims

- Claims 1, 3, 5-8, 10, 11 and 16-19 are pending in the Application after entry of this amendment.
- Claims 1-19 are finally rejected by Examiner.
- Claims 2, 4 and 9 are cancelled without prejudice or disclaimer.
- Claims 1, 5, 8, 10 and 11 are amended by Applicant.

Claim Rejections Pursuant to 35 U.S.C. §102

Examiner has rejected Claims 1, 4 and 7-10 under 35 U.S.C. §102(e) as anticipated by US. Pat. No. 6,487,533 to Hyde-Thompson et al. Applicants respectfully traverse the §102(e) rejection.

Hyde-Thompson et al. discloses a messaging system which includes a voice gateway server coupled to an electronics mail system and PBX exchange. According to Hyde-Thompson et al.,

Referring also now to FIG. 2, a block diagram of a first and preferred embodiment of a voice gateway server 140 constructed in accordance with the present invention is shown. In the preferred embodiment, the voice gateway server 140 comprises a voice board 200, a network interface unit 202, a processing unit 204, a data storage unit 206, and a memory 210 wherein a plurality of voice messaging application units 220, 222, 224, 226; [.....] Each element within the voice gateway server 140 is coupled to a common bus 299. The network interface unit 202 is additionally coupled to the network line 136, and the voice board 200 is coupled to the PBX 120. (Hyde-Thompson col. 4, lines 25-39).

Figure 2 of Hyde-Thompson et al. discloses a common bus (299) connecting a network interface unit (202), a voice board (200) which interfaces to the PBX via lines 142, and a memory (210), which contains the applications for voice messaging (220). However, Hyde-Thompson, et al. does not disclose a network interface unit having an internal bus which interconnects a first module, a second module, and an embedded services processor (ESP) where the first module acts as an interface to a messaging platform, the second module acts as an interface to a telephone network and the ESP has an external network interface for

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connecting to at least one external server computer useful for multimedia processing for the messaging platform as recited in amended Claim 1.

Applicants have amended independent Claim 8 to recite that the ESP includes an external network interface for connecting to an external server computer for executing at least one multimedia application for the messaging platform. Hyde-Thompson et al does not teach the execution of a multimedia application for the messaging platform by an external server connected to a network interface of an ESP.

Since Hyde-Thompson et al. fails to teach or suggest the above mentioned features, it cannot anticipate amended independent Claims 1 and 8. Accordingly, Applicants respectfully request withdrawal of the §102(e) rejection and submit that amended independent Claims 1 and 8 patentably define over the cited art.

Applicants have cancelled dependent Claim 4 without prejudice or disclaimer. Applicants respectfully request withdrawal of the §102(e) rejection of dependent Claim 7 because it depends independent Claim 1 which patentably defines over Hyde-Thompson et al. Similarly, Applicants request withdrawal of the §102(e) rejection of dependent Claims 9-10 because these claims depend on independent Claim 8 which patentably defines over Hyde-Thompson et al.

Claim Rejections Pursuant to 35 U.S.C. §103

Claims 2-3, and 11 stand rejected under 35 U.S.C. §103(a) as unpatentable over U.S. Patent No. 6,487,533 to Hyde-Thompson et al. in view of U.S. Patent No. 6,233,318 to Picard et al. Applicants respectfully traverse the rejection.

Claim 2 has been cancelled without prejudice or disclaimer. Claim 3 is dependant from independent Claim 1. As mentioned above, Hyde-Thompson et al does not teach or suggest the execution of a multimedia application for the messaging platform by an external server connected to a network interface of an ESP, the ESP being coupled to the first and second interfaces to support communications and being part of a Network Interface Unit having an internal bus, and as in amended Claims 1 and 8. Applicants submit that the addition of Picard et al. fails to remedy the disclosure shortcoming of Hyde-Thompson et al. Picard et al fails to teach or suggest an ESP coupled to an internal bus and supporting

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communications between a first module interfacing to a messaging platform and a second module interfacing to a telephone network, an ESP having an external network interface and connecting to at least one external server that performs multimedia processing for the messaging platform.

As a result, Applicants respectfully submit that the Examiner has failed to establish a prima facie case of obviousness per 35 U.S.C §103(a) (See MPEP 706.02(j)). Applicants note that neither Hyde-Thompson et al. nor Picard, et al., either alone or in combination, teach or suggest all of the elements of independent Claim 1 which supports dependent Claim 3. Therefore, Hyde-Thompson et al. in view of Picard et al. cannot render obvious dependent Claim 3. Applicants respectfully request withdrawal of the 35 U.S.C. §103(a) rejection of Claim 3 as it patentably defines over the cited art.

Claims 5-6 stand rejected under 35 U.S.C. §103(a) as unpatentable over U.S. Patent No. 6,487,533 to Hyde-Thompson et al. in view of U.S. Patent No. 5,283,879 to Carteau et al. Applicants respectfully traverse the rejection.

Applicants note that Carteau et al. is non-analogous art because Carteau et al. discloses a method for fast writing of information applicable to disk memory apparatus. (Carteau et al. Col 1 lines 5-10.) In addition, Carteau et al. does not teach a telephony messaging system and does not teach or suggest that an ESP coupled to an internal bus and supporting communications between a first module interfacing to a messaging platform and a second module interfacing to a telephone network, an ESP having an external network interface and connecting to at least one external server that performs multimedia processing for the messaging platform as in independent Claim 1 from which Claims 5-6 depend. Hyde-Thompson et al., as noted above, also does not teach or suggest the mentioned elements.

Thus, even if Carteau et al. was analogous art, the combination of Hyde-Thompson et al. and Carteau et al. cannot render obvious dependent Claims 5-6. Applicants respectfully request withdrawal of the 35 U.S.C. §103(a) rejection of Claims 5-6 as these claims patentably define over the cited art.

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Claims 16-19 stand rejected under 35 U.S.C. §103(a) as unpatentable over U.S. Patent

PATENT

No. 6,487,533 to Hyde-Thompson et al. in view of U.S. Patent No. 6,396,907 to Didcock.

Applicants respectfully traverse the rejection.

Dependent Claims 16 and 17 are dependent on independent Claim 1 and Claims 18

and 19 are dependent on independent Claim 8. As stated above, Hyde-Thompson et al. does

not teach or suggest that an ESP coupled to an internal bus and supporting communications

between a first module interfacing to a messaging platform and a second module interfacing

to a telephone network, an ESP having an external network interface and connecting to at

least one external server that performs multimedia processing for the messaging platform as

stated in independent Claims 1 and 8 from which Claims 16-19 depend. Didcock, also does

not teach or suggest the above-mentioned elements.

Thus, the combination of Hyde-Thompson et al. and Didcock cannot render obvious

dependent Claims 16-19. Applicants respectfully request withdrawal of the 35 U.S.C. §103(a)

rejection of Claims 16-19 as these claims patentably define over the cited art.

Conclusion

In view of the above remarks, Applicants submit that the present application is in a

condition for allowance upon entry of the amendments herein. Applicants respectfully and

earnestly solicit a Notice of Allowance for all pending claims.

Date: January 6, 2005

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